BIRCH, STEWART, KOLASCH & BIRCH, LLP

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COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:	COMPOSITIONS FOR PROMOTING SLEEP									
Fill in Appropriate	the specification of wh		hereto. If not attached	hereto,						
Information -	the specification				as					
For Use Without Specification	United States Ap and amended on	="				(if applicable	and/or			
Attached:	the specification		as PCT							
	International App			and was						
	amended under PCT Article 19 on									
	I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56. I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application to patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America of America of America of America on this application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America of America of America on this application for inventor's certificate intention of the application for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:									
a ^{rier} }	Prior Foreign Appli	cation(s)				Priority (Claimed			
frisert Priority Information:	2000-102926	J	apan	April	5, 2000	囨				
(if appropriate)	(Number)	(Country)	(Month/Day	/Year Filed)	Yes	No			
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2 20	(Number)	(Country		(Month/Day	/Year Filed)	Yes	No.			
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	(Number)	(Country)	(Month/Day	/Year Filed)	Yes	No			
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	(Number)	(Country)	(Month/Day	/Year Filed)	Yes	No			
	I hereby claim the ben	efit under Title	35, United States Code	e, §119(e) of any Unit	ed States provisional	l applications(s) li	isted below.			
Insert Provisional										
Application(s) (if any)	(Application Number)			(Filing Date)						
	(Application Number)	1		(Filing D	(Filing Date)					
	All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:									
	Country Application Numb			er	Date of Filing (Mon	nth/Day/Year)				
Insert Requested Information: (if appropriate)										
	I hereby claim the benefit under Title 35, United States Code, \$120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the mammer provided by the first paragraph of Title 35, United States Code, \$112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, \$1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.									
Insert Prior U.S. Application(s): (if any)	(Application Number))	(Filing Date)		(Status - patented,)	pending, abandor	ned)			
•										
Page 1 of 2 (Rev. 06/29/01)	(Application Number))	(Filing Date)		(Status - patented,)	pending, abandoi	ned)			

I hereby appoint the practitioners at CUSTOMER NO. 2292 as my attorneys or agents to prosecute this application and/or an international application based entities application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or CUSTOMER NO. 2292

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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or Soft Investor	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*					
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*DATE OF SIGNATURE